

# Daily Digest

## HIGHLIGHTS

House Committee ordered reported, HUD and Independent Agencies Appropriations and for FY 2204 and Emergency Supplemental Appropriations for FY 2003.

## Senate

### Chamber Action

*Routine Proceedings, pages S9621–S9664*

**Measures Introduced:** Five bills were introduced, as follows: S. 1432–1436. **Page S9638**

#### Measures Reported:

S. 481, to amend chapter 84 of title 5, United States Code, to provide that certain Federal annuity computations are adjusted by 1 percentage point relating to periods of receiving disability payments. (S. Rept. No. 108–108)

S. 926, to amend section 5379 of title 5, United States Code, to increase the annual and aggregate limits on student loan repayments by Federal agencies. (S. Rept. No. 108–109) **Page S9638**

#### Measures Passed:

**Prison Rape Elimination Act:** Senate passed S. 1435, to provide for the analysis of the incidence and effects of prison rape in Federal, State, and local institutions and to provide information, resources, recommendations, and funding to protect individuals from prison rape. **Pages S9659–64**

**Homeland Security Appropriations:** Senate began consideration of H.R. 2555, making appropriations for the Department of Homeland Security for the fiscal year ending September 30, 2004, taking action on the following amendment proposed thereto: **Pages S9623–26, S9628–29**

Pending:

Byrd Amendment No. 1317, to fulfill Homeland Security promises. **Page S9629**

A unanimous-consent agreement was reached providing for further consideration of the bill at 11 a.m., on Tuesday, July 22, 2003. **Page S9664**

**Nominations Confirmed:** Senate confirmed the following nominations:

Paul Morgan Longworth, of Virginia, to be Deputy Administrator for Defense Nuclear Nonproliferation, National Nuclear Security Administration. **Pages S9659, S9664**

Thomas W. O'Connell, of Virginia, to be an Assistant Secretary of Defense. **Pages S9659, S9664**

**Messages From the House:** **Page S9634**

**Measures Placed on Calendar:** **Page S9634**

**Measures Read First Time:** **Page S9634**

**Petitions and Memorials:** **Pages S9634–38**

**Additional Cosponsors:** **Pages S9638–39**

**Statements on Introduced Bills/Resolutions:** **Pages S9639–42**

**Additional Statements:** **Pages S9632–34**

**Amendments Submitted:** **Page S9642**

**Authority for Committees to Meet:** **Page S9642**

**Privilege of the Floor:** **Pages S9642–43**

**Text of H.R. 2658 as Previously Passed:** **Pages S9643–59**

**Recess:** Senate met at 1 p.m., and recessed at 4:22 p.m., until 9:45 a.m., on Tuesday, July 22, 2003. (For Senate's program, see the remarks of the Majority Leader in today's Record on page S9664.)

### Committee Meetings

(Committees not listed did not meet)

#### GOVERNMENT-SPONSORED ENTERPRISES

*Committee on Governmental Affairs:* Subcommittee on Financial Management, the Budget, and International Security concluded hearings to examine the risks and benefits to consumers related to government-sponsored enterprises, focusing on Fannie Mae

and Freddie Mac, and including their financial disclosures, after receiving testimony from Alex J. Pollock, Federal Home Loan Bank, Chicago, Illinois; Peter J. Wallison, American Enterprise Institute, F. Barton Harvey III, Enterprise Foundation, James C.

Miller III, CapAnalysis Group, and W. Michael House, FM Policy Focus, all of Washington, D.C.; Bert Ely, Ely and Company, Inc., Alexandria, Virginia; Susan M. Wachter, University of Pennsylvania Wharton School, Philadelphia.

## House of Representatives

### *Chamber Action*

**Measures Introduced:** 12 public bills, H.R. 2801–2812; and 1 resolution, H. Res. 328, were introduced. **Page H7225**

**Additional Cosponsors:** **Pages H7225–26**

**Reports Filed:** Reports were filed as follows:

The following report replaces one filed on July 18, 2003: H. Res. 288, directing the Secretary of Transportation to transmit to the House of Representatives not later than 14 days after the date of the adoption of this resolution all physical and electronic records and documents in his possession related to any use of Federal agency resources in any task or action involving or relating to Members of the Texas Legislature in the period beginning May 11, 2003, and ending May 16, 2003, except information the disclosure of which would harm the national security interests of the United States, with an amendment (H. Rept. 108–220);

H.R. 2799, making appropriations for the Departments of Commerce, Justice, and State, the Judiciary, and related agencies for the fiscal year ending September 30, 2004 (H. Rept. 108–221);

H.R. 2800, making appropriations for foreign operations, export financing, and related programs for the fiscal year ending September 30, 2004 (H. Rept. 108–222);

H. Res. 286, directing the Secretary of Homeland Security to transmit to the House of Representatives not later than 14 days after the date of the adoption of this resolution all physical and electronic records and documents in his possession related to any use of Federal agency resources in any task or action involving or relating to Members of the Texas Legislature in the period beginning May 11, 2003, and ending May 16, 2003, except information the disclosure of which would harm the national security interests of the United States, amended, adversely (H. Rept. 108–223);

H.R. 2738, to implement the United States-Chile Free Trade Agreement (H. Rept. 108–224 Part 1);

H.R. 2739, to implement the United States-Singapore Free Trade Agreement (Part 1, H. Rept. 108–225 Part 1);

H. Res. 326, providing for consideration of H.R. 2799, making appropriations for the Departments of Commerce, Justice, and State, the Judiciary, and related agencies for the fiscal year ending September 30, 2004 (H. Rept. 108–226); and

H. Res. 327, providing for consideration of H.R. 2800, making appropriations for foreign operations, export financing, and related programs for the fiscal year ending September 30, 2004 (H. Rept. 108–227). **Page H7224**

**Speaker Pro Tempore:** Read a letter from the Speaker wherein he appointed Representative Peterson of Pennsylvania to act as Speaker pro tempore for today. **Page H7171**

**Recess:** The House recessed at 12:37 p.m. and reconvened at 2 p.m. **Page H7172**

**Suspensions:** The House agreed to suspend the rules and pass the following measures:

**Tornado Shelters Act:** H.R. 23, amended, amending the Housing and Community Development Act of 1974 to authorize communities to use community development block grant funds for construction of tornado-safe shelters in manufactured home parks; **Pages H7172–74**

**PROTECT Act Amendment:** S. 1280, amending the PROTECT Act to clarify certain volunteer liability—clearing the measure for the President; **Pages H7177–78**

**Codification of the U.S. Code:** H.R. 1437, improving the United States Code; **Pages H7174–77**

**Postmaster's Equity Act:** H.R. 2249, amending chapter 10 of title 39, United States Code, to include postmasters and postmasters' organizations in the process for the development and planning of certain personnel policies, schedules, and programs of the United States Postal Service; **Pages H7178–79**

**National Community Health Center Week:** H. Res. 240, expressing the sense of the House of Representatives that there should be established a National Community Health Center Week to raise awareness of health services provided by community, migrant, public housing, and homeless health centers; **Pages H7179–81**

**All America City Award:** H. Con. Res. 230, honoring the 10 communities selected to receive the 2003 All-America City Award; **Pages H7181–83**

**William J. Scherle Post Office, Glenwood, Iowa:** S. 1399, redesignating the facility of the United States Postal Service located at 101 South Vine Street in Glenwood, Iowa, as the “William J. Scherle Post Office Building”—clearing the measure for the President; **Pages H7183–84**

**Robert A. Borski Post Office, Philadelphia, Pennsylvania:** H.R. 2328, designating the facility of the United States Postal Service located at 2001 East Willard Street in Philadelphia, Pennsylvania, as the “Robert A. Borski Post Office Building”; **Pages H7184–86**

**Veterans Health Care Improvement Act:** H.R. 2357, amended, amending title 38, United States Code, to establish standards of access to care for veterans seeking health care from the Department of Veterans Affairs, agreed to amend the title so as to read “A bill to amend title 38, United States Code, to provide for the appointment of chiropractors in the Veterans Health Administration of the Department of Veterans Affairs and to provide eligibility for Department of Veterans Affairs health care for certain Filipino World War II veterans residing in the United States”; **Pages H7187–89**

**National Cemetery Expansion Act:** H.R. 1516, directing the Secretary of Veterans Affairs to establish a national cemetery for veterans in southeastern Pennsylvania (agreed to by a yea-and-nay vote of 408 yeas with none voting “nay”, Roll. No. 399). Agreed to amend the title so as to read “A bill to provide for the establishment by the Secretary of Veterans Affairs of five additional cemeteries in the National Cemetery System”; and **Pages H7189–92, H7196**

**Recognizing the 50th Anniversary of the Korean War Armistice:** H. Con. Res. 212, recognizing and supporting the goals and ideals of the Year of the Korean War Veteran (agreed to by a yea-and-nay vote of 408 yeas with none voting “nay”, Roll No. 400). **Pages H7192–95, H7196–97**

**Recess:** The House recessed at 3:55 p.m. and reconvened at 6:33 p.m. **Page H7195**

**Tax Relief, Simplification, and Equity Act Motions to Instruct Conferees:** The House rejected

the Van Hollen motion to instruct conferees on H.R. 1308, Tax Relief, Simplification, and Equity Act, that was debated on July 18, by a yea-and-nay vote of 193 yeas to 212 nays, Roll. No. 398. Subsequently Representative Ross announced his intention to offer a motion to instruct conferees on the bill. **Pages H7195, H7197–98**

**Question of Privilege:** Representative Rangel gave notice of his intention to offer a resolution concerning a question of privilege under Rule 9. **Page H7197**

**Senate Messages:** Message received from the Senate today appears on page H7171.

**Amendments:** Amendments ordered printed pursuant to the rule appear on pages H7226–27.

**Quorum Calls—Votes:** Three yea-and-nay votes and no recorded votes developed during the proceedings of the House today and appear on pages H7195, H7196, and H7196–97. There were no quorum calls.

**Adjournment:** The House met at 12:30 p.m. and adjourned at 11:12 p.m.

## Committee Meetings

### VA, HUD AND INDEPENDENT AGENCIES APPROPRIATIONS; EMERGENCY SUPPLEMENTAL APPROPRIATIONS

*Committee on Appropriations:* Ordered reported the following: VA, HUD and Independent Agencies appropriations for fiscal year 2004; and the Emergency Supplemental appropriations for fiscal year 2003.

### BROADBAND SERVICES—REGULATORY STATUS

*Committee on Energy and Commerce:* Subcommittee on Telecommunications and the Internet held a hearing entitled “The Regulatory Status of Broadband Services: Information Services, Common Carriage, or Something in Between?” Testimony was heard from Robert Pepper, Chief, Policy Development, Office of Strategic Planning and Policy Analysis, FCC; Charles M. Davidson, Commissioner, Public Service Commission, State of Florida; and public witnesses.

### “IS DOD MEETING STRIKE FIGHTER INTERNATIONAL COOPERATIVE PROGRAM GOALS?”

*Committee on Government Reform:* Subcommittee on National Security, Emerging Threats and International Relations held a hearing entitled “Is DOD Meeting Strike Fighter (JSF) International Cooperative Program Goals?” Testimony was heard from Katherine V. Schinasi, Director, Acquisition and

Sourcing Management, GAO; and the following officials of the Department of Defense: Al Volkman, Director, Acquisition, Technology and Logistics (International Cooperation); Suzanne Patrick, Deputy Under Secretary, Acquisition, Technology and Logistics (Industrial Policy); and Maj. Gen. John L. Hudson, USAF, Program Management, Joint Strike Fighter (JSF) Program.

#### FOREIGN OPERATIONS, EXPORT FINANCING AND RELATED PROGRAMS APPROPRIATIONS

*Committee on Rules:* Granted, by voice vote, an open rule providing one hour of general debate on H.R. 2800, making appropriations for foreign operations, export financing, and related programs for the fiscal year ending September 30, 2004, equally divided and controlled by the chairman and ranking minority member of the Committee on Appropriations. The rule waives all points of order against consideration of the bill. Under the rules of the House the bill shall be read for amendment by paragraph. The rule waives points of order against provisions in the bill for failure to comply with clause 2 of rule XXI (prohibiting unauthorized appropriations or legislative provisions in an appropriations bill), except as specified in the resolution. The rule authorizes the Chair to accord priority in recognition to Members who have pre-printed their amendments in the Congressional Record. Finally, the rule provides one motion to recommit with or without instructions. Testimony was heard from Representatives Kolbe, Biggert, Obey, Lowey, Jackson of Illinois, Frank of Massachusetts, and McCollum.

#### COMMERCE, JUSTICE, STATE, JUDICIARY AND RELATED AGENCIES APPROPRIATIONS

*Committee on Rules:* Granted, by voice vote, an open rule providing one hour of general debate on H.R. 2799, making appropriations for the Departments of Commerce, Justice, and State, the Judiciary, and related agencies for the fiscal year ending September 30, 2004, equally divided and controlled by the chairman and ranking minority member of the Committee on Appropriations. The rule waives all points of order against consideration of the bill. Under the rules of the House the bill shall be read for amendment by paragraph. The rule waives points of order against provisions in the bill for failure to comply with clause 2 of rule XXI (prohibiting unauthorized appropriations or legislative provisions in an appropriations bill), except as specified in the resolution. The rule authorizes the Chair to accord priority in recognition to Members who have pre-printed their amendments in the Congressional Record. Finally, the rule provides one motion to recommit with or

without instructions. Testimony was heard from Representatives Wolf, Ose, Serrano, and Jackson-Lee of Texas.

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#### NEW PUBLIC LAWS

(For last listing of Public Laws, see DAILY DIGEST, p. D819)

S. 709, to award a congressional gold medal to Prime Minister Tony Blair. Signed on July 17, 2003. (Public Law 108–60).

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#### COMMITTEE MEETINGS FOR TUESDAY, JULY 22, 2003

(Committee meetings are open unless otherwise indicated)

##### Senate

*Committee on Banking, Housing, and Urban Affairs:* to hold hearings to examine the nominations of Mark C. Brickell, of New York, to be Director of the Office of Federal Housing Enterprise Oversight, Department of Housing and Urban Development, Alicia R. Castaneda, of the District of Columbia, to be a Director of the Federal Housing Finance Board, and Thomas J. Curry, of Massachusetts, to be a Member of the Board of Directors of the Federal Deposit Insurance Corporation, 2 p.m., SD–538.

*Committee on Energy and Natural Resources:* to hold hearings to examine S. 1314, to expedite procedures for hazardous fuels reduction activities on National Forest System lands established from the public domain and other public lands administered by the Bureau of Land Management, to improve the health of National Forest System lands established from the public domain and other public lands administered by the Bureau of Land Management, and H.R. 1904, to improve the capacity of the Secretary of Agriculture and the Secretary of the Interior to plan and conduct hazardous fuels reduction projects on National Forest System lands and Bureau of Land Management lands aimed at protecting communities, watersheds, and certain other at-risk lands from catastrophic wildfire, to enhance efforts to protect watersheds and address threats to forest and rangeland health, including catastrophic wildfire, across the landscape; to examine the impacts of insects, disease, weather-related damage, and fires on public and private forest lands. Processes for implementing forest health and hazardous fuels reduction projects on public and private lands, and processes for implementing forest health and hazardous fuels reduction projects will also be discussed, 10 a.m., SD–366.

*Committee on Health, Education, Labor, and Pensions:* to hold hearings to examine proposed legislation authorizing funds for Head Start, focusing on programs to prepare children to succeed in school and in life, 10 a.m., SD–430.

*Committee on the Judiciary:* to hold hearings to examine the nominations of Steven M. Colloton, of Iowa, to be United States Circuit Judge for the Eighth Circuit, H. Brent McKnight, to be United States District Judge for the Western District of North Carolina, and R. David

Proctor, to be United States District Judge for the Northern District of Alabama, both of the Department of Justice, 10 a.m., SD-226.

Full Committee, to hold hearings to examine bankruptcy and competition issues in relation to the WorldCom Case, 2 p.m., SD-226.

*Special Committee on Aging*, to hold hearings to examine the consequences of direct-to-consumer advertising of prescription drugs, 11 a.m., SD-628.

### House

*Committee on Agriculture*, hearing to review Geographical Indications and the World Trade Organization's agricultural negotiations, 10 a.m., 1300 Longworth.

*Committee on Education and the Workforce*, Subcommittee on 21st Century Competitiveness, hearing on "Consolidation Loans: What's Best for Past Borrowers, Future Students and U.S. Taxpayers?" 10 a.m., 2175 Rayburn.

*Committee on Energy and Commerce*, Subcommittee on Commerce, Trade and Consumer Protection, hearing entitled "FASB Derivative Accounting Standards," 2 p.m., 2123 Rayburn.

Subcommittee on Energy and Air Quality, hearing entitled "'Bump Up' Policy Under Title I of the Clean Air Act," 9:30 a.m., 2123 Rayburn.

*Committee on Financial Services*, Subcommittee on Housing and Community Opportunity, hearing and markup of H.R. 1985, FHA Multifamily Loan Limit Adjustment Act of 2003, 10 a.m., 2128 Rayburn.

*Committee on Government Reform*, hearing on H.R. 2432, Paperwork and Regulatory Improvements Act of 2003, 2 p.m., 2154 Rayburn.

*Committee on International Relations*, Subcommittee on Europe, hearing on The United States and the European Union: Understanding the Partnership, 10 a.m., 2172 Rayburn.

*Committee on the Judiciary*, and the Select Committee on Homeland Security, joint hearing entitled "The Terrorist Threat Integration Center (TTIC) and Its Relationship with the Departments of Justice and Homeland Security," 1 p.m., 2118 Rayburn.

Subcommittee on Commercial and Administrative Law and the Subcommittee on the Constitution, joint hearing on H.R. 338, Defense of Privacy Act and Privacy in the Hands of the Government, 10 a.m., 2141 Rayburn.

July 22, Subcommittee on Courts, the Internet, and Intellectual Property, to mark up the following bills:

H.R. 2391, Cooperative Research and Technology Enhancement (CREATE) Act of 2003; H.R. 2714, State Justice Institute Reauthorization Act of 2003; and H.R. 1768, Multidistrict Litigation Restoration Act of 2003, 4 p.m., 2141 Rayburn.

*Committee on Resources*, Subcommittee on Energy and Mineral Resources, hearing on the John Rishel Geothermal Steam Act Amendments of 2003, 2 p.m., 1324 Longworth.

Subcommittee on National Parks, Recreation and Public Lands, hearing on the following bills: H.R. 546, Kaloko-Honokohau National Historical Park Addition Act of 2003; H.R. 2457, Castillo de San Marcos National Monument Preservation and Education Act; and H.R. 2715, to provide for necessary improvements to facilities at Yosemite National Park, 2 p.m., 1334 Longworth.

*Committee on Science*, to mark up the following bills: H.R. 2734, Federal Aviation Administration Research and Development Reauthorization Act; H.R. 1085, NASA Flexibility Act of 2003; H.R. 1856, Harmful Algal Bloom and Hypoxia Research Amendments Act of 2003; H.R. 2183, Minority Serving Institution Digital and Wireless Technology Opportunity Act of 2003; H.R. 2608, National Earthquake Hazards Reduction Program Reauthorization Act of 2003; and H.R. 2692, United States Fire Administration Authorization Act of 2003, 10 a.m., 2318 Rayburn.

*Committee on Small Business*, Subcommittee on Workforce, Empowerment and Government Programs, hearing on Federal Procurement Policy: Is the Federal Government Failing Certain Industrial Sectors? 10 a.m., 2360 Rayburn.

*Committee on Transportation and Infrastructure*, hearing on elimination of waste, fraud and abuse in mandatory transportation programs as required by the fiscal year 2004 budget resolution reconciliation instructions, 11 a.m., 2167 Rayburn.

Subcommittee on Coast Guard and Maritime Transportation, hearing on Interim Final Regulations on Port Security, 2 p.m., 2157 Rayburn.

*Permanent Select Committee on Intelligence*, executive, to consider pending business, 11 a.m., H-405 Capitol.

*Select Committee on Homeland Security*, Subcommittee on Cybersecurity, Science and Research and Development, hearing entitled "Cybersecurity-Getting It Right," 10 a.m., 2118 Rayburn.

*Next Meeting of the SENATE*

9:45 a.m., Tuesday, July 22

## Senate Chamber

**Program for Tuesday:** After the transaction of any morning business (not to extend beyond 11 a.m.), Senate will continue consideration of H.R. 2555, Homeland Security Appropriations.

*(Senate will recess from 12:30 p.m. until 2:15 p.m. for their respective party conferences.)*

*Next Meeting of the HOUSE OF REPRESENTATIVES*

9 a.m., Tuesday, July 22

## House Chamber

**Program for Tuesday:** Consideration of H.R. 2800, Foreign Operations, Export Financing, and Related Programs Appropriations Act for Fiscal Year 2004 (open rule, one hour of general debate); and

Consideration of H.R. 2799—Departments of Commerce, Justice, and State, the Judiciary, and Related Agencies Appropriations Act for Fiscal Year 2004 (open rule, one hour of general debate).

## Extensions of Remarks, as inserted in this issue

## HOUSE

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